

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

MICHELLE LANDERER individually : Civil No. 1:24-CV-00566
and as Next Friend of her daughter O.G., :
and son, J.G., :
: :
Plaintiffs, :
: :
v. :
: :
DOVER AREA SCHOOL DISTRICT, *et*:
al., :
: :
Defendants. : Judge Jennifer P. Wilson

ORDER

AND NOW, on this 13th day of February, 2025, in accordance with the accompanying memorandum, **IT IS ORDERED** that Defendants' motion to dismiss is **GRANTED IN PART** and **DENIED IN PART**. (Doc. 36.)

Specifically:

1. The motion is granted with respect to Plaintiffs' request for declaratory and injunctive relief under counts 1, 2, 3, 4, and 5. Those requests will be **DISMISSED WITHOUT PREJUDICE** because Plaintiff lacks standing to pursue them.
2. The motion is granted with respect to counts 3, 4, and 6. Counts 3, 4, and 6 are **DISMISSED WITHOUT PREJUDICE**.
3. The motion to dismiss is also granted with respect to the qualified immunity defense raised by Defendants Cartwright, Hufnagel, and Williams. Thus,

counts 1, 2, and 5 are **DISMISSED WITH PREJUDICE** as to Defendants Cartwright, Hufnagel, and Williams.

4. The motion is otherwise **DENIED** with respects to counts 1, 2, and 5.
5. Plaintiff may file an amended complaint regarding Counts 3, 4, and 6 within **twenty-one (21) days** of this order, on or before **March 7, 2025**.
6. If Plaintiff does not file an amended complaint by the above deadline, Defendants are directed to respond to the third amended complaint in accordance with the Federal Rules of Civil Procedure.

s/Jennifer P. Wilson
JENNIFER P. WILSON
United States District Judge
Middle District of Pennsylvania